S. B. Criminal Misc. Petition No.1240/2007
(Navdeep Gupta & Anr Vs. State & Ors.)

Date of Order : 25.10.2007

HON'BLE MR. H.R. PANWAR, J.

Mr. H.K. Jain for petitioners.

Heard learned counsel for the petitioners at length.

By the instant misc. petition under Section 482 Cr.P.C., the petitioners seeks to quash FIR No.103/2007 Police Station Kotwali, Sri Ganganagar for the offences under Sections 420,467, 468, 471 and 120B IPC.

It is contended by learned counsel for the petitioner that police after investigation did not find a case and submitted negative FR in the matter. However, on the protest petition the trial court took the cognizance of offences and issued process.

When the police after investigation did not find a case, then, there is no question of quashing of the FIR. However, it is open for the petitioner to challenge the order taking cognizance on FR, if so advised.

The criminal misc. petition is, therefore, dismissed.

vij (H.R. PANWAR), J.

S. B. Criminal Misc. Stay Petition No.575/2007

Date of Order : 25.10.2007

HON'BLE MR. H.R. PANWAR, J.

Mr. H.K. Jain for petitioners.

Since the main petition itself has been dismissed, the stay petition also stands dismissed.

(H.R. PANWAR), J.

vij